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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 10-00604-DLJ
12)
Plaintiff,) STIPULATION AND **ORDER**
13 vs.) CONTINUING SENTENCING HEARING
DATE
14 JUAN MANUEL FLORES,)
15 Defendant.)
16 _____)

17 **STIPULATION**

18 Defendant Juan Manuel Flores, by and through Assistant Federal Public Defender Varell
19 L. Fuller, and the United States, by and through Assistant United States Attorney Jeffrey B.
20 Schenk, hereby stipulate and agree, subject to the Court's approval, the sentencing hearing
21 currently set for Tuesday, August 30, 2011, at 10:00 a.m., be continued to Tuesday, September
22 27, 2011, at 10:00 a.m.

23 Mr. Flores has entered an open plea to three Counts of distribution of methamphetamine
24 in violation 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C), and one Count of distribution of 5 grams
25 or more of methamphetamine in violation of 21 U.S.C. §§ 841 (a)(1) and 841(b)(1)(B)(viii)). A
26 sentencing hearing is presently set in this matter for August 30, 2011, and counsel for Mr. Flores

1 anticipates being on leave on that date and therefore unavailable. The defense respectfully
2 request that the sentencing hearing date be continued. The United States Probation Office has
3 been consulted about the requested continuance and has no objection. The parties further agree
4 that the deadlines by which the United States Probation Office must disclose the draft and final
5 pre-sentence reports shall be adjusted according to the new sentencing date.

6
7 Dated: July 28, 2011

8 _____/s/_____
VARELL L. FULLER
Assistant Federal Public Defender
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10
11 Dated July 28, 2011

12 _____/s/_____
JEFFREY B. SCHENK
Assistant United States Attorney

13 **ORDER**

14 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that
15 the sentencing hearing date set for Tuesday, August 30, 2011, at 10:00 a.m. is continued to
16 Tuesday, September 27, 2011, at 10:00 a.m., and the dates by which United States Probation
17 must disclose the draft and final pre-sentence reports shall be adjusted accordingly.

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19 Dated: July 29, 2011

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THE HONORABLE D. LOWELL JENSEN
United States District Court Judge
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